



Bay Winds



Volume 32, Issue 5

Selby Community Association, Inc.

January/February 2001

P.O. Box 599

Mayo, MD 21106

www.selbyonthebay.org

• Next SCA Meeting: March 6, 2000 • 7:30 p.m. • Watch for signs for location •

Clubhouse Trial Dates Set

Despite much effort, we have not been able to negotiate an out of court settlement with Youth Development Foundation (YDF) for our clubhouse. Judge Chasanow, who has been mediating our case for the last six months, has allowed us to schedule dates for our Motion for Summary Judgement (MSJ) and a full trial. **The MSJ hearing is set for February 21, 2001, at 1:30 PM, and the full trial is set for April 11, 2001, at 9:30 AM.** Both will be held at the Circuit Court on Church Circle in Annapolis, and are open to the public. A show of support would be appreciated!!!

An MSJ hearing asks a judge to rule on a case based strictly on law with no witnesses called. In our case, we are asking the judge to enforce our 1938 Injunction on the clubhouse. If we are granted our MSJ, a full trial will not be necessary. If the MSJ is not granted, we will move forward with our lawsuit and a full trial.

For those unfamiliar with our lawsuit, here is a brief history. Our Injunction, which covers all the property between Holiday Point Marina, Selby Yacht Basin, First Avenue, and Selby Bay, was granted in 1938 after several lot owners sued the original developer for opening the beach and clubhouse to the general public and attempting to subdivide a large part of it to build more houses. The lot owners took him to court claiming he had promised them that the beach and clubhouse were for the use of the lot owners. The judge agreed with the lot owners and issued an Injunction over the whole property giving lot owners perpetual free and unobstructed use.

The community of Selby on the Bay has never held title to the clubhouse, which has been in the possession of a number of individuals since it was bought from the heirs of the original developer many years ago. The Injunction has been honored by all previous title holders up until YDF was given possession of the clubhouse. They are not attempting to keep us off the adjacent lots they own, only the clubhouse, since they believe the Injunction covers all of the property *except* the clubhouse. In December 1996, the clubhouse was subdivided from the rest of the property and donated to YDF for tax relief by the previous owner. In 1998, two lots (approximately 80' x 120' each) adjacent to the clubhouse were subdivided and also donated to YDF. These subdivisions are legal as long as our Injunction is carried with them. We went to court again in 1998 seeking a preliminary Injunction, but it was denied due to a technicality. We have tried unsuccessfully since then to settle with YDF out of court and are suing YDF only over access to the clubhouse.

For further details about this issue, please call Susan Lanier at 410-798-5050 or Bill Harding at 410-798-1036.

Holiday Decorating Contest Winners Announced

Many of our neighbors displayed great holiday spirit this past December, making our community a festival of lights, greenery, and creativity. Some, however, stood out, and BGE thanks them. Our distinguished panel of judges canvassed the streets in search of the best displays of lights and holiday décor on December 20, 2000, and after careful consideration, awarded the coveted prizes. The best decorated house was the Dennis' on First Ave., second best was the Galvin residence on Holly Ave., and the best door/entryway was the Catterton's on Branhum Rd. Congratulations to all and to all a good night!

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• Special thanks to the Weller family for hosting our
• community Santa visit on December 22, 2000.
• Their generosity allowed a number of community
• children their only opportunity to meet and talk with
• Santa. Thank you to Santa as well for his special
• visit to Selby.
•••••

Operation ID

Selby on the Bay is participating in Operation ID. This program involves using an engraver to etch your driver's license number onto your valuables, or photographing them instead, in order to assist police with locating your belongings if they are ever stolen. You will receive two Operation ID stickers to place on doors or windows of your house to let others know you participate in this program. To borrow an engraver, or for more information, please call Beth Livingston at 410-798-9474.

Waterfront Lot Surveyed

Last Spring, three lots near the beach were donated to the Selby Athletic Association (SAA), and most of the rest of the property surrounding the beach and clubhouse will be donated to the SAA over the next six years. Last month, the waterfront lot between the clubhouse and the boat ramp was surveyed to document possible erosion of the beach in that area. If you are interested in where this lot is located or in its size, the corners of are staked, so feel free to check it out.

Editor's Corner

With the trees bare and the grasses dormant at this time of year, what becomes blatantly obvious within our community is the sight of garbage. Anyone who enters the community via Hillside Avenue is subject to a steady view of cans, bottles, and styrofoam containers on the ground, not to mention the less than decorative supermarket bags hanging from the trees. Along Beach Drive Boulevard, the vacant lots (mainly swamp areas inhabited by a variety of wildlife) look as if a garbage truck exploded nearby. Not only does this waste harm the environment, an issue crucial in an area within an endangered watershed, it harms the reputation of our community. Is this really what we would like guests to our neighborhood to see? Is this the environment in which we want to live? We have no caretakers but ourselves, so we must take the responsibility to keep the community from becoming trashy, both literally and figuratively. If you have tossed trash into a vacant lot, please refrain from doing it again, and if not, please join your fellow community members in keeping our neighborhood clean, not just once a year on our Community Clean Up Day, but all year long.

Neighborhood News

Think Spring!

It's sooner than you think. Volunteers and donations are needed for the upcoming Easter Egg Hunt scheduled for April 14, 2001. If you are interested, contact Kim Perreault at 410-798-7589.

Get BayWinds Online

If you would prefer to receive your newsletter by email, contact Marci Dawson at moser@erols.com.

Selby Community Association By-Laws

As of January 1, 2001, all lot owners are automatically members of the SCA. Because of the large number of lot owners, copies of the SCA by-laws will be mailed only upon request. To obtain a copy, please call Evelyn Gingell at (410)798-1719. To receive them electronically, e-mail Marci Dawson at moser@erols.com.

Selby Information via E-mail

For the most up to date information about important issues concerning our community, join the Selby Broadcast List. There are about 120 subscribers at this time. You will receive periodic e-mails by blind carbon copy. To join, send your e-mail address to Hyla876@aol.com.



Anne Arundel County Police Report * Selby on the Bay December 2000

12/01/00	Theft	Fontron Dr.
12/02/00	Breaking and Entering	Selby Heights Dr.
	Theft	Fontron Dr.
12/08/00	Theft	800 block Holly Ave.
12/0900	Theft	800 block Holly Ave.
12/18/00	Breaking and Entering	900 block Selby Blvd.

- Anne Arundel County Police also responded to 2 alarm calls.

*This report shows calls made to the police. An officer responded to each call; however, it does not necessarily mean a report was written up by the responding police officer or that a crime was committed.

- If any community resident is having a problem on his or her street, please call Dennis Gheen and report it to him as well as to the police. Mr. Gheen will discuss the problem with you and keep a record of it to be compiled in a report to be reviewed by the county police so that problem areas in the community can be addressed. **Please call Mr. Gheen on the Selby Security Line at 301-261-7021 or 410-798-6892 or via email at cptree@aol.com.** Additionally, the Southern District County Police has an officer available to answer any questions and concerns by any resident through the Police and Communities Together (P.A.C.T.) program, whose goal is to build a working partnership between the citizens of Anne Arundel County and the police department to improve our quality of life. Contact Officer Don Clime at 410-222-1961 or ofclime@hotmail.com.

Important Contacts:

- Beach Parking Stickers and Boat Ramp Key: Dennis Gheen 410-798-6892 or 301-261-7021
- SCA By-laws: Evelyn Gingell 410-798-1719 or moser@erols.com
- Selby Athletic Assoc: Vicki Blankenship 410-798-0613 or lilvic30@aol.com. Donations to the SAA are tax deductible.

Beach and Clubhouse:

All Selby residents and property owners are allowed to use the beach but must display a Selby parking sticker on their car to park at the beach.

BayWinds Editors:

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